

SIMON KIM
A/k/a Simon Dae Kim
A/k/a Sak Dac Kim
34 Benson Drive
Wayne, NJ 07470

U.S. DISTRICT COURT

2009 DEC - 3 A 10:18

Defendant Pro Se

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

-----X

LOUIS VUITTON MALLETIER, S.A. and
CHSRISTIAN DIOR COUTURE, S.A.,

Civil Action No.:2:09-cv-05392-
WJM-CCC

Plaintiffs,

VERIFIED ANSWER

-against-

POP EYEWEAR, INC. and SIMON KIM,

Defendants.

-----X

The Defendants, POP EYEWEAR, INC. and SIMON KIM, pro se, answer the Verified
Complaint upon information and belief as follows:

PARTIES

FIRST: Deny paragraphs designated as "1" and "2" of the complaint herein.

SECOND: Admit each and every allegation set forth in paragraph "3" and "4" of the
complaint herein.

JURISDICTION AND VENUE

THIRD: Upon information and belief, deny each and every allegation contained in
paragraphs designated as "5", "6", "7", "8", "12", "13", "14", "15", "16", "17", "18", "19", "20",
"21", "22", "23", "24", "25" and "26" of the complaint herein.

DEFENDANT'S COUNTERFEITING AND INFRINGING ACTIVITIES

FOURTH: Deny paragraphs "27", "28", "29", 30" and "31" of the complaint herein.

FIRST CLAIM FOR RELIEF

Trademark Counterfeiting In Violation of 15 U.S. C. §1114-1117

FIFTH: Deny paragraphs "32", "33", "34", "35", "36", "37", "38", "39" and "41" of the complaint herein.

SECOND CLAIM FOR RELIEF

Trademark Infringement In Violation Of 15 U.S.C. §1114(1)

SIXTH: Deny paragraphs "42", "43", "44", "45", "46" and "47" of the complaint herein.

THIRD CLAIM FOR RELIEF

False Designation of Origin And Unfair Competition In Violation of 15 U.S.C. §1125(a).

SEVENTH: Deny paragraphs "48", "49", "50"and "51" of the complaint herein.

FOURTH CLAIM FOR RELIEF

Common-Law Unfair Competition

EIGHTH: Deny paragraphs "52", "53", "54"and "55" of the complaint herein.

FIFTH CLAIM FOR RELIEF

Trafficking In Counterfeit Marks Under N.J.S.A. §56:3-13.16

NINTH: Deny paragraphs "56", "57", "58"and "59" of the complaint herein.

SIXTH CLAIM FOR RELIEF

Unfair Competition Under N.J.S.A §56:4-1

TENTH: Deny paragraphs "60", "61", "62", "63", "64"and "65" of the complaint herein.

PLAINTIFFS' PRAYER FOR RELIEF

Defendants deny and oppose every allegation, prayer and requests as set forth in the Prayer For Relief (paragraphs 1 through 7) and request the Court to dismiss the complaint.

WHEREFORE, Defendants pray for a Judgment as follows: Dismiss the complaint of the plaintiffs herein together with the costs and disbursement of this action.

Dated: New York, New York
November 30, 2009

Yours, etc.,
SIMON KIM, Pro Se



BY: SIMON KIM
Defendant Pro Se
A/k/a Simon Dae Kim
A/k/a Sak Dac Kim
34 Benson Drive
Wayne, NJ 07470

TO:

LERNER, DAVID, LITTBENBERG
KRUMHOLTZ & MENTLIK, LLP
600 South Avenue West
Westfield, NJ 07090-1497
908 654 5000

VERIFICATION

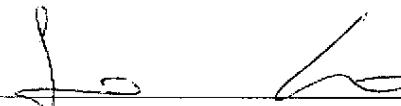
U.S. DISTRICT COURT

STATE OF NEW YORK)
COUNTY OF NEW YORK) ss.:
)

2009 DEC - 3 A 10:19

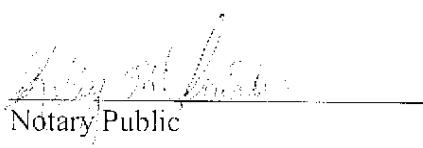
SIMON KIM, being duly sworn, deposes and says:

I am the Defendant in the within action; I have read the foregoing Verified Answer and know the contents thereof; the same is true to my knowledge, except as to the matters therein stated to be alleged upon information and belief, and as to those matters I believe it



SIMON KIM, Defendant Pro Se

Sworn to before me this
30th day of November, 2009



Notary Public

KELLY M. ALMONTE
NOTARY PUBLIC, STATE OF NEW YORK
N.Y. Reg. #1654726
QUALIFIED - BOROUGH COUNTY
COMMISSION EXPIRES 12/31/11

CERTIFICATION

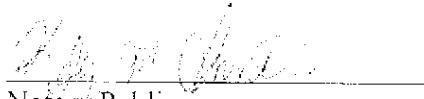
The undersigned hereby certifies, pursuant to Local Civil Rule 11.2, that with respect to the matter in controversy herein, defendants pro se are not aware of any other action pending in any court, or of any pending arbitration or administrative proceeding, to which this matter is subject.

By: 

SIMON KIM

Defendant Pro Se

Sworn to before me this
30th day of November, 2009



Notary Public

KELLY M. ALMONTE
NOTARY PUBLIC, STATE OF NEW YORK
N. # 2184726
QUALIFIED IN BOROUGH COUNTY
COMMISSION EXPIRES 12/31/11

AFFIDAVIT OF SERVICE

STATE OF NEW YORK, COUNTY OF NEW YORK ss.:

Irina Shterenberg being duly sworn, deposes and says:

I am over 18 years of age, I am not a party to the action, and I reside in Kings County in the State of New York.

I served a true copy of the annexed

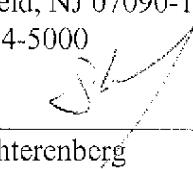
VERIFIED ANSWER

on November 30, 2009

by regular mail request the same in a sealed envelope, with postage prepaid thereon, in a post office or official depository of the U.S. Postal Service within the State of New York, addressed to the last known address of the addressee as indicated below:

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY
Martin Luther King Blvd
& U.S. Courthouse
50 Walnut Street, Room 4015
Newark, NJ 07101

LERNER, DAVID, LITTENBERG
KRUMHOLTZ & MENTLI, LLP
600 South Avenue West
Westfield, NJ 07090-1497
908-654-5000


Irina Shterenberg

Sworn to before me on 30th day of November, 2009


Notary Public

KELLY M. ALMONTE
NOTARY PUBLIC STATE OF NEW YORK
N.Y. # A-6154726
QUALIFIED - BROOKLYN COUNTY
COMMISSION EXPIRES 11/15/11

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THE DISTRICT COURT

Civil Case No.: 2:09-cv-05392-WJM-CCC

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

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CHRISTIAN DIOR COUTURE, S.A. ,

Plaintiffs,

-against-

POP EYEWEAR, INC. and SIMON KIM,

Defendants.

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Wayne, NJ 07470

Simon Korn
34 Benson Drive
Wayne NJ 07470

RECEIVED

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CERTIFIED MAIL
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